

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

OHIO & VICINITY CARPENTERS'  
FRINGE BENEFIT FUNDS, INC.,

Plaintiff,

v.

GRAY GUY GROUP,

Defendant.

Case No. 3:16-cv-00499-TMR  
District Judge Thomas M. Rose  
Magistrate Judge Peter B. Silvain, Jr.

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**ORDER AND NOTICE OF GARNISHMENT**

To: CHEROKEE 8A GROUP

Judgment Creditor in the above case have filed an affidavit, satisfactory to the undersigned in this Court stating that you may have money, property, or credits, other than personal earnings, in your hands or under your control that belong to Judgment Debtor GRAY GUY GROUP, and that some of the money, property, or credits possessed by the above-described entities may not be exempt from execution or garnishment under the laws of the state of Ohio or the laws of the United States.

You are therefore ordered to complete the "ANSWER OF GARNISHEE" in section (B) of this form. Return one completed and signed copy of this form to the clerk of this Court together with the amount determined in accordance with the "ANSWER OF GARNISHEE" by the following date on which a hearing is tentatively scheduled relative to this order of garnishment: November 19, 2021 at 10:00 a.m. Deliver one completed and signed copy of this form to Judgment Debtors prior to that date. Keep the other completed and signed copy of this form for your files.

The total probable amount now due under Judgment Creditor's judgments is \$53,807.29, plus post-judgment interest. The total probable amount now due includes the unpaid portion of the judgments rendered in favor of Judgment Creditor.

You are also ordered to hold safely anything of value that belongs to the Judgment Debtor and that has to be paid to the court, as determined under the "ANSWER OF GARNISHEE" in section (B) of this form, but that is of such a nature that it cannot be so delivered, until further order of the court.

Witness my hand and the seat of this Court this 20th day of August, 2021.

*s/Peter B. Silvain, Jr.*

Peter B. Silvain, Jr.

United States Magistrate Judge

**SECTION B. ANSWER OF GARNISHEE**

Now comes \_\_\_\_\_ the  
Garnishee who says:

1. . That the garnishee has more than \$400 in money, property, or credits, other than personal earnings, of the judgment debtor under the garnishee's control and in the garnishee's possession.

\_\_\_\_\_  
Yes No

If yes, amount: \_\_\_\_\_

2. That the property is described as:

3. If the answer to line 1 is "yes" and the amount is less than the probable amount now due on the judgment, as indicated in Section (A) of this form, sign the form and pay the amount of line 1 to the clerk of this court.

4. If the answer to line 1 is "yes" and the amount is greater than that probable amount now due on the judgment, as indicated in Section (A) of this form, sign and return this form and pay that probable amount now due to the clerk of this court.

5. If the answer to line 1 is "yes" but the money, property, or credits are of such a nature that they cannot be delivered to the clerk of this court, indicate that by placing an "X" in this space: \_\_\_\_\_. Do not dispose of that money, property, or credits or give them to anyone else until further order of the Court.

6. If the answer to line 1 is "no," sign and return this form to the clerk of this court.

I certify that the statements above are true.

\_\_\_\_\_  
(Print Name of Garnishee)

\_\_\_\_\_  
(Print Name and Title of Person who Completed Form)

Signed:

\_\_\_\_\_  
(Signature of Person Completing Form)

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2021.